

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:)
Robert Behl, et al) **Group Art Unit: 3739 (Parent Appl)**
Serial No.: Not Yet Assigned; a continuation)
application of co-pending application S.N.) **Examiner: Rosiland Kearney (Parent**
09/6663,048, filed September 15, 2000) **Appl)**
Filed: Herewith)
For: METHODS AND SYSTEMS FOR)
FOCUSED BIPOLEAR TISSUE ABLATION)

)

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

In accordance with 37 CFR §§ 1.97 and 1.98, the items identified in this Information Disclosure Statement (“IDS”) are brought to the attention of the Office. The items are listed on the attached form PTO/SB/08A (08-00). Copies are not enclosed since each item was submitted or cited in a parent application (Serial No. 09/663,048).

The items identified in this IDS may or may not be “material” pursuant to 37 CFR § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as “prior art” under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

INFORMATION DISCLOSURE STATEMENT FILING PROVISION:

This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is (1) within three months of the filing date of the application, which is not a continued prosecution application filed under § 1.53(d) or (2) within three months of entry of the national stage as set forth in 37 CFR § 1.491; or (3) before the mailing of a first Office action on the merits; or (4) before the mailing of a first Office action after filing a request for continued examination under § 1.114. Thus, no fee is required.

However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and charge the fee due under 37 CFR § 1.17(p) to the deposit account referenced below.

However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and a statement under 37 CFR § 1.97(e) is included below, thus no fee is required.

This IDS is being submitted under 37 CFR § 1.97(c), that is after mailing of a first Office action on the merits, but before a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR § 1.311.

The fee due under 37 CFR § 1.17(p) is submitted herewith.

A statement under 37 CFR § 1.97(e) is included below, thus no fee is required. In the event that this IDS is not received before a Final Action or a Notice of Allowance, then Applicant respectfully requests that the Office consider the filing of these papers to be submitted under 37 CFR § 1.97(d) and charge the fee due under 37 CFR § 1.17(p) to the deposit account below.

This IDS is being submitted under 37 CFR § 1.97(d), that is after a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR § 1.311, but before payment of the issue fee. A statement under 37 CFR § 1.97(e) is included below. The fee due under 37 CFR § 1.17(p) is submitted herewith.

STATEMENT UNDER 37 CFR § 1.97(e):

Each item contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.

No item contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this statement after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this IDS.

PAYMENT AND/OR AUTHORIZATION TO CHARGE FEES:

- A check in the amount of _____ is enclosed for the above fee(s).
- Please charge _____ to Deposit Account No. **50-2518** for the above fee(s).

The Commissioner is authorized to charge any fees required by the filing of these papers, and to credit any overpayment to Bingham McCutchen's Deposit Account No. **50-2518**.

Respectfully submitted,
BINGHAM McCUTCHEN LLP

Dated: 8-18-03

By: DT Burse
David T. Burse
Reg. No. 37,104

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Please type a plus sign (+) inside this box →

PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 2

Complete if Known

Application Number	Not-Yet Assigned
Filing Date	Herewith
First Named Inventor	Robert Behl, et al
Group Art Unit	3739 (Parent Appl)
Examiner Name	Rosiland Kearney (Parent Appl)

Attorney Docket Number 2024728-7034083001

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
1	5,611,803			Heaven, et al	03-18-1997	
2	5,672,173			Gough, et al	09-30-1997	
3	5,672,174			Gough et al	09-30-1997	
4	5,724,988			Dennehey, et al	03-1998	
5	5,766,134			Lisak, et al	06-1998	
6	5,810,804			Gough, et al	09-22-1998	
7	5,827,276			LeVeen, et al	10-27-1998	
8	5,855,576			LeVeen, et al	01-05-1999	
9	5,863,290			Gough, et al	01-26-1999	
10	5,868,740			LeVeen, et al	02-09-1999	
11	5,913,855			Gough, et al	06-22-1999	
12	5,928,229			Gough, et al	07-27-1999	
13	5,980,517			Gough	11-09-1999	
14	6,022,354			Mercuri, et al	02-2000	
15	6,071,280			Edwards, et al	06-06-2000	
16	6,090,105			Zepeda, et al	07-18-2000	
17	6,179,832			Jones, et al	01-2001	
18	6,312,429			Burbank, et al	11-2001	

FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ₆
		Office ³	Number ⁴	Kind Code ⁵ (if known)				
19	DE	2124684			Stadelmayr	11-30-1972		
20	WO	98/52480			Nichols	11-30-1998		
21	WO	99/32041			Kamdar et al	07-01-1999		

Examiner Signature	Date Considered
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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First Named Inventor	Robert Behl
Group Art Unit	3739 (Parent App)
Examiner Name	Rosiland Kearney (Parent App)
Attorney Docket Number	2024728-7034083001

OTHER DOCUMENTS -- NON PATENT LITERATURE

Examiner Signature		Date Considered	
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